

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

TONY JOHNSON,

Civil No. C05-1113-JCC

Plaintiff,

vs.

JO ANNE B. BARNHART,
Commissioner of Social Security,

ORDER

Defendant

Based on the stipulation of the parties it is hereby ORDERED that the above-captioned case be remanded for further administrative proceedings. Upon remand, the Administrative Law Judge (ALJ) will develop the record for updated medical evidence, and obtain a consultative psychological evaluation with psychometric testing to determine whether there is a cognitive impairment. The ALJ will also: reconsider medical source opinions, and provide reasons for any that are rejected; reconsider Plaintiff's subjective complaints, taking into account the Plaintiff's mental impairments as a possible source of his complaints; reassess

1 Plaintiff's residual functional capacity, addressing his use of a walker; and reconsider whether
2 Plaintiff can perform any of his past relevant work; and, if appropriate, whether he can perform
3 other work, obtaining vocational expert testimony as necessary.
4

5 This Court hereby reverses the Commissioner's decision under sentence four of
6 42 U.S.C. § 405(g) with a remand of the cause to the Commissioner for further proceedings.

7 See Melkonyan v. Sullivan, 501 U.S. 89 (1991).

8 DATED this 9th day of January, 2006.
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10 
11 _____
12 UNITED STATES DISTRICT JUDGE
13

14 Recommended for Entry
15 this 30th day of November, 2005:
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17

18 /s/Monica J. Benton
19 MONICA J. BENTON
United States Magistrate Judge

20 Presented by:

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